

BROOKLYN TO GET SERVICE BOARD JOB

Governor Dix Makes Promise to Committee of Senators, but Withholds Name.

E. C. RIGGS MENTIONED

Said to Have Backing of William F. Sheehan—Mr. McCooley Vigorously Opposed.

[SPECIAL DESPATCH TO THE HERALD.]

ALBANY, N. Y., Wednesday.—After the seven democratic Senators from Brooklyn had a conference to-day with Governor Dix on the appointment of a Public Service Commissioner, it was learned they had received the assurance a Brooklyn man would be appointed to succeed William McCulloch, and that man will not be John H. McCooley.

There has been a revival of the rumor that Edward C. Riggs, newspaper man, would be named. He is said to have the backing of William F. Sheehan. Ashley W. Cole, Jr., secretary to Mr. Sheehan, has been the busiest man around the capital to-day, rushing from one office to another and using many long distance calls. Some of the democratic Senators who opposed Mr. Sheehan for United States Senator may oppose his candidate for Public Service Commissioner, but Mr. Riggs has many friends among the republicans, and could probably get the votes there for his confirmation if there should be a democratic disaffection.

Opposition to Mr. McCooley.

Some of the Brooklyn Senators who have been opposed to Mr. McCooley will vote for the confirmation of Mr. Riggs if the Governor names him. Mayor Gaynor is said to be opposed to the nomination of Mr. Riggs. Two of the seven Brooklyn Senators told the Governor they were for the appointment of Mr. McCooley. They are Senators Cullen and Hardan, while Senators Black, Cronin, Sanner and O'Brien were against him, largely because they sympathize with the district leaders who are fighting him, and said they did not want the place to go to help a political organization.

Senator Duhamel is against Mr. McCooley as leader, but has intimated he might vote for his confirmation to take him out of politics. Senators Black, Cronin, Sanner and O'Brien have for two or three days been standing around making noises like real insurgents. If one could have believed all he heard these men were going down to read the riot act to Governor Dix. They came back to the Senate Chamber after a half-hour's conference as meek as lambs could be. "Not a word, not a word" and "we are pledged to secrecy" was all they would say.

Mr. Dix's Assurance.

"I met the Brooklyn Senators and they presented no names for Public Service Commissioner," said Governor Dix. "They did want a Brooklyn man appointed, and I assured them there was a good deal of justice in that demand. They presented no candidates, and did not go as far as some of the other committees did, except that they wanted a representative Brooklyn man. They were willing to leave the selection of such a man to me." The Governor said he had not decided upon any man for the place. It is certain no appointments will be made this week, and probably not until after he has had another interview with Charles F. Murphy and some of the other leaders.

COAL MINERS ASK HIGHER WAGE SCALE

Demand 10 Cents a Ton More in the Bituminous Field and 20 Cents in Anthracite Mines.

INDIANAPOLIS, Ind., Wednesday.—Demands for wage increases of ten cents a ton for bituminous and twenty cents for anthracite coal were indorsed to-day by the convention of the United Mine Workers of America.

Representatives of the bituminous miners will present their proposed new wage contract to the operators of Indiana, Illinois, Ohio, Western Pennsylvania and West Virginia to-morrow in this city. The joint conference of the anthracite miners and operators will be held in New York city February 27. Present contracts expire March 31.

The bituminous miners also demand a twenty per cent increase for day labor, a working day of seven hours "at the working place," five hours to constitute a work day on Saturday, and a wage contract for a period of two years.

WAR SONG HERO IN PENURY.

Jules Lombard, Whose Singing Won Recruits and Lincoln's Praise, is in Straits in Chicago.

CHICAGO, Ill., Wednesday.—Jules Lombard, famous for his singing of the "Battle Cry of Freedom" in the civil war, is living here in penury. Jules, who, with his brother Frank, toured the country getting recruits for the war by their singing of this hymn, is, at the age of eighty years, the sole support of his brother's widow, who is ninety years old.

They are dependent entirely on a small pension which Mr. Lombard receives from a railroad company by which he was employed. Abraham Lincoln once said of the brothers:—"Let me tell you that two men and they are not military men—by their singing have got more men to enlist in the United States army than fifty times 150 of our best recruiting officers ever addressed."

NEW RELIEF IN APPENDICITIS.

Patient Can Leave Bed in Day Under New Operative Method Described in Cleveland.

CLEVELAND, Ohio, Wednesday.—Appendicitis operations, advanced several years ago, when one and a half inch incisions were found to be sufficient, have been further simplified, according to announcement made to surgeons of the Cleveland Academy of Medicine. This sets forth that an incision of only three-fourths of an inch is necessary, permitting the patient to leave the bed within twenty-four hours after the operation.

This description of the operation is given:—"A short incision is made over the appendix. No muscle or fibres are cut. These are instead separated just enough to admit the introduction of the index finger with which a careful examination is made of all the structures within reach and the appendix exposed."

DR. WILSON HITS CURRENCY SYSTEM

Governor Tells Newark Board Present Method Is Unscientific.

HE ESCHEWS POLITICS

Says He Will Wait, as He May Have More to Talk About Later.

More than six hundred business and professional men attended the annual banquet of the Newark Board of Trade in Krueger Auditorium last night and listened to Governor Woodrow Wilson, who spoke on "The State of New Jersey." Nelson W. Aldrich, chairman of the National Monetary Commission, and Representatives Henry T. Rainey and Claude Kitchin also spoke. Curtis R. Burnett, president of the Board of Trade, was toastmaster.

Governor Wilson was applauded vociferously and received a rising salute. He spoke first in a humorous vein and then made an appeal for a reorganization of the business of the country in order to keep pace with the constant change and improvement and to prepare for the certain readjustment on the opening of the Panama Canal to the commerce of the world.

"I'm glad to be in the notorious county of Essex to-night," he said, "and pleased because it is not in the midst of a campaign, though I find temptation in the presence of so many prominent republicans and I have not found any republican entirely hopeless—tempted to talk on things of interest to New Jersey, but as we all know what matters are pending I had better wait, and perhaps I will have more to talk about."

"All business men are experiencing the feeling of uneasiness which seems to pervade the country, the something which seems to be the eve of changes in the economic life of the nation, which may be serious. I'm sorry to find a state of mind bordering upon apprehension, as if in preparation to resist something, and not confidence or hope. It is the duty of business men to see all things as they really are. This country suffers from crises which occur in no other country because of the unscientific system of currency. There are other things. We need to feed the world, but we're ceasing to be the granary, and our exports of manufactured articles are going ahead in leaps and bounds. Our merchant marine has been destroyed, and we've got to build it up and rebuild our commercial relations with the world. When the Panama Canal is opened commerce will spread up and down as well as across the country, and in New York and similar places trade will not grow in the same ratio as heretofore. The country will change its commercial base and centre of gravity. Are you prepared for it? You're got to land your brains and provide the answer. Cultivate the spirit of the law. You waste money for lawyers to show you how to evade the law; save money by absorbing the spirit of the law, of the times, the improvement and the service to business as a whole and to your country without selfishness. You can't sail against the currents of change, so broaden yourselves and your business."

After Governor Wilson left to attend the banquet of the Jersey City Board of Trade, Mr. Aldrich spoke. His first words were:—"I find myself in complete accord with the appeal which Governor Wilson has just made to you and to the business men of the country. Later he commended the stand of Governor Wilson on the upbuilding of the merchant marine."

Others at the guest table beside the speakers were—Representatives Walter I. McCoy and Edward M. Townsend, of New Jersey; Franklin Murphy, of New York; Mr. Aldrich as his house guest following the arrival of the official party from Washington; Chief Justice William S. Dummers, of the New Jersey Supreme Court; Hansing, of the New Jersey State Bar; John Franklin Fort, State Senator; Austen Colgate, Mayor Andrew McBride, of Paterson; Mayor Alfred A. Stein, of Elizabeth; Colonel William L. Black, United States Army, of the Harbor Line Board; Mayor Frederick W. Donnelly, of Trenton; Colonel William T. Russell, United States Army; James N. Stout, head of the Staten Island Deeper Waterway Association, and James T. McCleary, of Minnesota.

DR. J. W. COX, BRYAN MAN, TO CIRCLE GLOBE

Erstwhile Fighter for the Nebraskan Sees Nothing Now in Politics to Interest Him.

For the first time in twenty years Dr. John W. Cox, great friend and staunch supporter of William Jennings Bryan through three campaigns, is going to quit his native country on the eve of a Presidential contest. In every campaign of note to which the mind of the present generation can travel Dr. Cox has been in the forefront of the fight. A radical to the backbone, he sees nothing of great interest in the coming contest, so he is going to quit and take a trip around the world. His wife, Mrs. Marian Cox, writer and lecturer, will accompany him.

Dr. Cox makes one reservation in his announcement that he will have none of politics for the next year. He will be in England in July, and he says that if the situation has shaped itself to his satisfaction by then he will return, take off his coat, unbuckle his purse and jump into the fray. If things do not suit him, he will spend the rest of the summer motoring over England and the Continent. "I leave San Francisco February 6," said Dr. Cox at the Waldorf-Astoria last night. "I am going to Hawaii, to Tokyo, Hong Kong and the Philippines. From there I will go to Calcutta, cross India by rail, visit Delhi and Bombay and then proceed to Egypt, Turkey and Greece come next, then Italy and then England."

ASK \$675,000 FOR SPRINGS.

Claimants Submit Cases to the State Commission Because of Reservation Made at Saratoga.

[SPECIAL DESPATCH TO THE HERALD.] SARATOGA, N. Y., Wednesday.—Claims aggregating \$675,000 were to-day filed in the Court of Claims for lands taken by the State to form a part of the State reservation of mineral springs in this village. They are based on the value of the mineral springs and natural gas wells. The largest claim was made by Frank H. Hathorn, who asks \$515,000. The other claims are: Patterson Spring Company, \$100,000; Amy A. Clark, \$37,500; Ida Traver, \$27,500. The State Board of Claims will hold a hearing in this village February 26.



The Mayor:—"I guess we'd better get out of this the best way we can."

TAFT MEN JUBILANT NO LIGHTNING RODS CITY OWES MORE AT FIRST VICTORY FOR MR. ROOSEVELT THAN A BILLION

Roosevelt Strength Showing Strongest Now, Say Friends of President, Who Are Laboring Quietly.

With President Taft winning the first actual skirmish in the battle for the republican Presidential nomination, friends of the President yesterday were exultant. While they had little fear that Colonel Roosevelt's followers would be able to control the election of the delegates in the Fourth Congressional district of Oklahoma, which they carried the day and clerked in the country. Their jubilation was heightened by the fact that the Roosevelt boomers were unable to bring about a Roosevelt stampede, even through the use of five hundred pounds of dynamite, a balloon, a boy Rough Rider and a real live horse, which pranced merrily down the main aisle of the Convention hall.

They were elated further by the fact that in Oklahoma, if anywhere, they would have expected a Roosevelt stampede. The declaration of Governor Hadley, of Missouri, for Mr. Roosevelt, and the report that other influential republicans will, at stated and opportune intervals, come out for Mr. Roosevelt has caused some uneasiness among the Taft men, but they say the Roosevelt strength is showing in full now, while the Taft men are keeping silent. They assert they have the slightest doubt that the President will be renominated. The President and his friends now realize fully the extent of the Roosevelt movement. They make no bones of saying that Roosevelt is the only candidate for the Presidency who has the honor sought by the President, and while little noise is being made, it may be stated that the Taft men are doing a great deal of work and perfecting a very strong organization.

While denying that he has any connection with George W. Perkins or the Steel Trust, Ormsby McHarg, the gunshow man for the Roosevelt movement, declared that nothing can stop the Roosevelt boom. "You must as well try to stop a car running down hill," he said. "The thing will keep politicians busy keeping pace with it. Colonel Roosevelt will be nominated and will accept. Every one who has been working for him knows that. I want it plainly understood that he has given up intimation of that fact to me and I do not believe any one else has had any such word from him. Every one who knows him, however, knows that he will not run away when he is convinced that there is a genuine demand for him from a majority of his party."

Mr. McHarg returned yesterday from Missouri, where he was instrumental in having the St. Louis City Committee indorse Colonel Roosevelt. No secret is made of the fact that he is making excursions to various sections of the country seeking support for Colonel Roosevelt. For the first time there came a denial yesterday from George W. Perkins that he and Mr. McHarg represent the United States Steel Corporation, which, it was charged, has assurances from Colonel Roosevelt that he will not press suits against it if elected President. "Anything I have done," said he, "was done without any consultation with or consideration of the United States Steel Corporation. There is not and never has been any mystery or concealment in my attitude toward Mr. Roosevelt. The statement that I am in harmony with what are known to be his policies is true and every one who knows me knows it. If such a course on my part constitutes a crime the charge would have been made against me at any time since Mr. Roosevelt was Governor of New York State. From that day to this I never have concealed my admiration for his course in public affairs."

Secretary Says He Does Not Need Them; Salesman Says, "No Political Significance."

Some practical joker, who is suspected of having a grievance because a membership card in the Ananias Club was denied to him, yesterday sent Horace Holbrook, of No. 307 East Eighty-fourth street, to the Outlook office to sell a lightning rod. Theodore Roosevelt, denied a personal interview with Mr. Roosevelt, Mr. Holbrook explained the nature of his business to Harold Howland, an associate editor of the Outlook.

"No," said Mr. Howland, "there is some mistake. Mr. Roosevelt is not in the market for lightning rods."

Questioned by a reporter as he emerged from the reception room where Mr. Holbrook receives his visitors, Mr. Holbrook curtly announced:—"My visit has no political significance. I am employed by a firm in Maiden Lane, and we received a telephone message this morning informing us that Mr. Roosevelt desired to purchase a lightning rod for his home at Sagamore Hill."

And Mr. Holbrook seemed quite indignant when the big fat man who operates one of the elevators laughed. He said he was certain that he could make a sale if he could only gain access to the contributing editor's private office.

"Who sent the telephone message to you?" Mr. Howland asked. "Mr. Roosevelt's secretary, Mr. Harper." But Mr. Harper denied that he had summoned the lightning rod salesman and declared that the message was the work of a practical joker.

Determined, however, not to be cheated out of a sale by office boys and private secretaries, Mr. Holbrook returned an hour later. He climbed seven flights of stairs, only to learn that Mr. Roosevelt had returned to Oyster Bay.

After a heated argument with a red-headed office boy, Mr. Holbrook, unable to see the point of the joke, left the building, apparently much disappointed. He even used unparliamentary language when one of the elevator operators suggested that he might find a market for his lightning rods at the State House, in Trenton, N. J., which is the address of Dr. Wilson, erstwhile friend of Colonel Harvey.

YALE ELECTS PRESIDENT TAFT

[SPECIAL DESPATCH TO THE HERALD.] NEW HAVEN, Conn., Wednesday.—When the ballots cast in the Presidential election at Yale were counted this evening the result showed a vote of 470 for President Taft to 211 for Woodrow Wilson. At the primaries yesterday President Taft and Governor Wilson were nominated by the students to head their respective parties at to-day's election. Ballot boxes were placed in the Yale post office and each student who cast a ballot put his name to it. There was keen interest in the election.

Subway and Water Systems Bring Up the Funded Debt by Many Millions of Dollars.

New York city has a debt amounting to \$1,037,811,718, according to the annual report of Controller Prendergast, which was made public to-day. There was an increase last year in the funded debt of \$71,432,485, of which \$44,000,000 was for bonds issued for rapid transit work and for the new water supply system.

The city's debt is in part cared for by the sinking fund, which amounts to \$440,538,882, and is the money which has been set aside year after year for the amortization of the municipal securities. The borrowing capacity of the city with the beginning of this year was \$125,684,685.

Controller Prendergast reports that the amount available for rapid transit purposes within the borrowing margin is \$36,672,672. This amount that may be used for all municipal purposes is \$89,308,233. The outstanding revenue bonds at the beginning of this year amounted to \$88,574,000, and there are at present \$326,677,724 in city bonds held in the Sinking Fund Commission. The amount of self-sustaining water bonds is \$125,555,000, these being classified in the securities that were made exempt last year from the debt limit.

SOCIAL STANDING NO TEST FOR VERACITY

Justice Gerard Says Membership in Exclusive Circle Is No Guarantee Against Perjury.

Supreme Court Justice Gerard does not believe a man's social standing has of necessity any direct bearing upon his veracity. He made that clear yesterday during an argument before him in a suit brought by the city to recover \$1,500 in back taxes, alleged to be due from the estate of the late Calvin C. Baldwin, in referring to an affidavit, remarked:—"Why, Your Honor, the lawyer making this affidavit belongs to one of the most exclusive social circles of this city."

"That doesn't prevent him from committing perjury," Justice Gerard replied.

"But, Your Honor," continued the attorney, "this lawyer has the very best standing at the bar."

"So far as that is concerned," replied Justice Gerard, "I know of fifteen lawyers who are in jail."

INSISTS HE IS NOT HUSBAND.

Arrested for Desertion, Samuel Zicher Repudiates Woman. Denying that he was the husband of Mrs. Lena Jene, who had been responsible for his arrest on the charge of having deserted her, a man who said he is Samuel Zicher, of No. 127 East 102d street, was paroled until to-day and the bail of \$500 continued by Magistrate Harris, in the Domestic Relations Court, yesterday. The prisoner declared he had never met the woman before.

Eugene Schmitz Is Arraigned.

SAN FRANCISCO, Cal., Wednesday.—Eugene Schmitz, formerly Mayor of San Francisco, was placed on trial in the Superior Court here to-day on the charge of bribery. The complaint recites Schmitz gave a bribe of \$750 to A. J. Wilson, one-time Supervisor, to introduce a resolution fixing the price of illuminating gas.

COURTS TO PASS ON SUBWAY PROPOSALS

"Friendly Suit" Suggested to Test Legality of Points Now in Dispute.

LONG DELAY IS FEARED

Possibility That Final Decision Will Not Be Forthcoming Until New City Administration Is Chosen.

Long delay in settling the subway problem was believed to be foreshadowed in an announcement yesterday that plans are being considered for a "friendly suit" to test the legality of disputed points in the proposals.

It was stated that counsel for the Interborough Company and the Public Service Commission had been considering questions to be included in the proposed "friendly suit." City officials have expressed the belief that by making it a friendly case instead of a legal battle the issues may be taken directly to the higher courts and much time saved.

That the whole subway question will be before the courts seemed to be regarded as almost certain by officials. In some quarters the belief was expressed that if the litigation is started a decision will not be reached during the term of the present city administration, and that a new Board of Estimate eventually will decide who shall operate the new subway lines.

Most important of the legal questions involved is that of the right of the city to give a guarantee to the Interborough or the Brooklyn Rapid Transit Company on investments in the new lines. Section 10 of the eighth article of the State Constitution forbids a county or municipality to use the public funds to aid any individual, association or corporation or to use the public funds to enter into business partnership with a corporation. The question raised is whether the city and railroad corporations may contribute equal shares to the construction and equipment of a subway without violating this provision.

It has been pointed out that perhaps the subways in Manhattan might be built without infringing the law if the new routes were considered as extensions to the present system instead of being regarded as entirely new lines. But if considered as extensions, officials state, terms for the operations would differ entirely from the terms now proposed. The legal status of the Interborough and Brooklyn companies would be quite different, according to the officials, inasmuch as the former is now operating a city owned subway, whereas the Brooklyn company has no similar relations with the city.

Regarding reports that plans were being made with a view to excluding the Brooklyn company from Manhattan entirely, William R. Woodcock, chairman of the commission, said no such proposal had been made and would not be considered. Directors of the Interborough company yesterday considered the situation, but no formal statement was forthcoming. The Public Service Commission yesterday awarded the contract for construction of section No. 2 of the Broadway subway line to the Degen Contracting Company, whose bid was \$1,555,828. The section extends from a point near Park place to Walker street. There were twelve bidders. The contract now goes to the Finance Department, and if approved there will be sent to the Board of Estimate.

SUBWAY TRIAL FEBRUARY 12

Justice Guy, in the Supreme Court, yesterday, set February 12 as the date for the trial of the taxpayers' suit brought by the Admiralty Realty Company against Mayor Gaynor, the Board of Estimate and the Public Service Commission of the First District to restrain them from building the Lexington avenue subway.

FINGER PRINT EXPERT IS MURDER WITNESS

Testifies Roberts, Negro, Made Marks on Silver Cigarette Case of Slain Jeweller.

Captain Joseph Faurot, of the Bureau of Identification at Police Headquarters, was the principal witness yesterday against Joseph Roberts, the negro who is on trial before Judge Warren W. Foster, in the Court of General Sessions, charged with the murder of Isaac Vogel, a Jeweller, on December 5.

For the first time in this city finger print evidence was introduced in a trial for murder. Finger prints on a silver cigarette case, Captain Faurot said, were the same as others known to have been made by Roberts. Captain Faurot went into details regarding the similarity. He asserted the marks on the case were made by Roberts.

Finger prints of Mr. Vogel taken after he was murdered were also introduced in evidence to show that the prints on the cigarette case were not made by him.

Blast Kills One, Hurts Four.

NEWARK, N. Y., Wednesday.—One man was blown to pieces and four others were seriously injured to-day by an explosion of dynamite on the new barge canal near here. Foremen employed by T. A. Gillespie & Co., contractors of New York, were throwing out dynamite when the explosive went off.

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MR. WICKERSHAM SUGGESTS REMEDY

Favors Federal Incorporation to Set at Rest Doubts Regarding Control of Trusts.

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LEFT PLANS FOR HIS OWN FUNERAL

Mr. Isaacs in His Will Directed That It Be Private and His Body Cremated.

[SPECIAL DESPATCH TO THE HERALD.]

YONKERS, N. Y., Wednesday.—"My family is requested to observe the following:—"Funeral to be private, only friends and relatives being present whom I and my immediate family really love. The casket to be simple and plain black. Body to be cremated and ashes to be buried in Tarrytown. No clergyman is to officiate unless I have a good friend who is a clergyman and who will conduct a service in a non-sectarian manner. Otherwise short prayers and brief remarks by some one who is dear to me. No mourning to be worn by any one with the possible exception of a sleeveband."

These directions were contained in the will of Charles H. Isaacs, of the firm of Isaacs and Harder, architects in Manhattan, which was admitted to probate by Surrogate Millard last to-day. Mr. Isaacs lived in Park Hill, Yonkers. His requests as to his funeral were carefully carried out. Rabbi Stephen S. Wise, of the Free Synagogue, New York, officiated. Mr. Isaacs left a third of his estate of \$14,000 to his wife, Belle Lindsay Isaacs, a leader in recreation reforms. The balance goes to his mother, Mrs. Florence Isaacs.

NO TROOPS FOR CARDINAL.

Governor Foss Refuses to Allow Regiment to Carry Arms at Coming Boston Welcome.

BOSTON, Mass., Wednesday.—It became known at the State House to-day that the Ninth regiment of infantry of the Massachusetts volunteer militia would not be permitted to participate as a State organization in the parade which is being arranged to welcome Cardinal O'Connell on his arrival from Rome. There will be no objection to the regiment parading without arms as a voluntary organization, but Governor Foss will refuse to allow the State arms to be carried because of an old provision which seeks to disarm Church from State. His action is a result of protests by evangelists.

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